

COPY OF PAPERS  
ORIGINALLY FILED

PATENT  
H0001266

RECEIVED

JUL 17 2002

TECHNOLOGY CENTER 2800

#7/Election  
D. EVANS  
7.26.02



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Raymond W. BORDEN et al.

Serial No.: 09/834,595

Filed: April 13, 2001

For: MULTI-POLE HIGH SPEED  
GENERATOR WITH A  
MODULAR RECTIFIER  
CIRCUIT

Group Art Unit: 2834

Examiner: T. Lam

Assistant Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO ELECTION/RESTRICTION**

Sir:

In full and timely response to the Election/Restriction Requirement mailed June 11, 2002, (Paper No. 6), Applicants acknowledge the Examiner's finding of the patentable distinctness between three species, with Claim 64 being generic. According to the Examiner:

Specie A corresponds to FIG. 6;

Specie B corresponds to FIG. 7; and

Specie C corresponds to FIG. 8.

In response, Applicants, through their representatives and attorneys, hereby provisionally elect Specie C with traverse. It is submitted that at least Claims 1-67 read on FIG. 8. This election is with traverse for at least the following reasons.

**Reasons for Traversal**

Initially, Applicants wish to point out that this traversal is not an admission that any or all of the cited species are not independent, nor that any or all of the cited species are not patentably distinct from one another. However, Applicants do submit that the independent and patentably

distinct species are related under the particular disclosure. Where, as here, "inventions as disclosed and claimed are both (A) species under a claimed genus and (B) related, then the question of restriction must be determined by both the practice applicable to the election of species and the practice applicable to other types of restrictions such as those covered in MPEP § 806.05 – 806.05(i)." See M.P.E.P. § 806.04(b). In accordance with this practice, when several patentably distinct inventions are disclosed as being related, the Examiner must establish reasons for insisting upon restriction. In particular, reasons for insisting upon restriction must be shown by an explanation of: (1) separate classification; (2) separate status in the art when classifiable together; or (3) a different field of search. See M.P.E.P. § 808-808.02. Applicants submit that such an explanation not been provided, and further submit that one cannot be so provided.

Furthermore, as Applicants have noted above, it is submitted that all of the independent claims (and thus each dependent claim) are written sufficiently broad to cover at least each of the species cited by the Examiner. Hence, it is submitted that at least independent Claims 1, 18, 35, 50, and 58 are generic claims, as well.

### Conclusion

In view of the foregoing, Applicants respectfully request reconsideration and withdrawal of the Election Requirement set forth in the above-noted Election/Restriction Requirement, and further request examination of all of the presently pending claims.

Dated: July 9, 2002

Respectfully submitted,

By:

Paul D. Amrozowicz  
Reg. No. 45,264

**Honeywell International, Inc.**  
Law Dept. AB2  
P.O. Box 2245  
Morristown, NJ 07962  
(602) 365-4877

2834

COPY OF PAPERS  
ORIGINALLY FILED

I hereby certify that this correspondence listed below is being deposited with the United States Postal Service with sufficient postage on the date set forth below as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

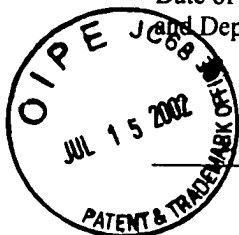
Date of Signature

and Deposit: July 9, 2002

By:

Cheryl R. Cantore  
(Signature of person depositing mail)

Cheryl R. Cantore



CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. 1.8

Applicant: Raymond W. Borden, et al.

Serial No.: 09/834,595

Filed: April 13, 2001

Title: Multi-Pole High Speed Generator  
With A Modular Rectifier Circuit

Docket No.: H0001266

Group Art Unit: 2834

Examiner: T. Lam

Assistant Commissioner for Patents  
Washington, D.C. 20231

Type of Filing:

- 1) Response to Election/Restriction
- 2) Return Receipt Postcards

RECEIVED  
JUL 17 2002  
TECHNOLOGY CENTER 2800